

January 14, 1976

SENATOR SAVAGE: That should be the case, yes. Chair recognizes Senator Goodrich.

SENATOR GOODRICH: Would Senator Chambers yield to a question? Senator Chambers do you remember on your bill last session dealing with the \$10 fine or the total fine for driving over the speed limit of 55 up to 65, you will recall for example that the big furor came when it was realized that we had not put "and costs" roughly \$4 which includes the one dollar which goes ordinarily to the Judges Retirement Fund did not get included. Would you have objections to us adding the costs up to whatever they are and which automatically corrects the Judges Retirement one dollar also.

SENATOR CHAMBERS: Senator Goodrich, that was intentional. The amendment specifically excluded cost. That was the intent of the amendment. It was supposed to exclude the cost and that what was taken to court by the Attorney General at the request of the Governor and the State Supreme Court ruled that the bill was Constitutional. So those costs were deliberately deleted.

SENATOR GOODRICH: I will agree that the Attorney General did rule your way, the court did at least, the thought that I had in mind though was that I think that the body should at least have this particular point in mind, this session, is that if we want to correct the cost problem from the previous legislation which automatically takes care of the dollar the one dollar that goes out of every fine into the judges retirement fund that this bill will be a vehicle in which we could do it by just amending this. Leaving the maximum fine at \$10, but then provide "plus costs" which automatically covers two problems.

SENATOR SAVAGE: Senator Chambers, did you amend this bill?

SENATOR CHAMBERS: I think that in view of what Senator Warner said, I will wait until it gets to Select File because it may not be necessary to add an amendment. This does not strike anything, so I will just wait until Select File to get it clear. I don't want to offer an amendment at this time.

SENATOR SAVAGE: The question then is the adoption of the committee amendments. Indicate your vote please. Record.

CLERK: 26 ayes, 4 nays and 20 not voting.

SENATOR SAVAGE: Committee amendments are adopted.

CLERK: Now Mr. President, there is another amendment by Senator Kremer.

SENATOR SAVAGE: Senator Kremer.

CLERK: Read Kremer amendment.

SENATOR SAVAGE: Senator Kremer.